

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
CHARLOTTE DIVISION  
3:03CR134-MU

UNITED STATES OF AMERICA, )  
                               )  
Plaintiff,                 )  
                               )  
vs.                         )  
                               )  
MICHAEL STACEY,           )  
                               )  
Defendant.                 )  
\_\_\_\_\_ )

**ORDER**

**THIS MATTER** is before the Court upon the Defendant's Application to Proceed In Forma Pauperis, filed September 19, 2005.

Federal law requires that a defendant filing a notice of appeal in a criminal action pay a filing fee in the amount of two-hundred and fifty-five dollars (\$255.00). A review of Defendant's Prisoner Trust Account reveals that he has received \$ 1, 854.60 in deposits during the last six months. Consequently, the Court holds that Defendant has the means to pay a portion of the filing fee associated with his appeal.

**IT IS, THEREFORE, ORDERED** that:

1. Defendant's Application to Proceed In Forma Pauperis is **GRANTED in part and DENIED in part;**
2. Defendant pay a partial filing fee of one hundred dollars (\$100.00) within thirty (30) days of the filing of this Order.

The Clerk is further directed to certify a copy of this Order to the Defendant by **certified mail**,  
**return receipt requested.**

**Signed: October 25, 2005**



A handwritten signature in black ink, appearing to read "Graham C. Mullen". The signature is fluid and cursive, with a horizontal line underneath it.

Graham C. Mullen  
Chief United States District Judge

